

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ROBERT GLENN FLESHMAN.

Plaintiff,

V.

CAROLYN W. COLVIN, Acting
Commissioner of the Social Security
Administration.

Defendant.

CASE NO. 14-cv-05426 RJB

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court, having reviewed the Report and Recommendation of Judge J. Richard
Creatura, United States Magistrate Judge, on Defendant's Stipulated Motion for Remand
Pursuant to Sentence Six, 42 U.S.C. § 405(g) (ECF No. 15), and the relevant record, does hereby
find and ORDER:

- (1) The Court adopts the Report and Recommendation (Dkt. 16).
- (2) The matter is REMANDED pursuant to sentence six of 42 U.S.C. § 405(g).
- (3) This Court retains jurisdiction over this action;

- (4) On remand, Plaintiff will be provided with a copy of the case CD and exhibits, and the Appeals Council shall give Plaintiff's representative the opportunity to file a brief and will consider Plaintiff's request for review again;
- (5) If the outcome still is not fully favorable to Plaintiff, Plaintiff may seek judicial review by reinstating this case rather than by filing a new complaint; and
- (6) If the outcome is favorable to Plaintiff, the parties shall move this Court for entry of Judgment.

Dated this 18th day of September, 2014.

Robert J. Bryan

ROBERT J. BRYAN
United States District Judge